

ExxonMobil Pipeline Company

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K. G. (Kevan) McCrae

Manager
Safety, Health And Environment Department



Sent via Certified Mail

January 7, 2007

Mr. R. M. Seeley, Director
Southwest Region, Office of Pipeline Safety
Pipeline and Hazardous Materials Safety Administration
8701 South Gessner, Suite 1110
Houston, TX 77074

Re: Notice of Amendment Resolution
CPF 4-2007-5044M

Dear Mr. Seeley:

ExxonMobil Pipeline Company (Operator ID 4906) received a Notice of Amendment (NOA), CPF 4-2007-5044M, on November 30, 2007 in response to a headquarter inspection of our Operator Qualification Program conducted by two representatives of the Pipeline and Hazardous Materials Safety Administration on August 28 and 29, 2007. ExxonMobil Pipeline Company (EMPCo) has addressed the amendments noted in the NOA and is submitting this correspondence as per the Procedures for Responding to a Notice of Amendment included with the NOA.

The amendments listed in the NOA have been addressed and incorporated into EMPCo's Operator Qualification (OQ) Written Program. A description of each specific response and revision to EMPCo's OQ Written Program is summarized on the following two pages. An electronic copy of this letter, the enclosed summary, and EMPCo's amended OQ Written Program are also provided on the enclosed compact disk.

These amendments were addressed during the EMPCo OQ Administrator's annual review of our OQ Written Program that was completed in October 2007 and became effective November 1, 2007. These amendments were regarded as being within the context of a significant change according to 49 CFR 195.505(i). Pursuant to compliance with this regulation, EMPCo submitted notification to PHMSA and applicable state agencies on November 19, 2007.

EMPCo is fully committed to maintaining an effective OQ Program and satisfying the requirements of PHMSA and applicable state agencies. Our responses to the NOA are believed to satisfy the requirements of 49 CFR 195, Subpart G, Qualification of Pipeline Personnel. If you have any questions concerning our response or would like additional information, please contact Paul Merritt, ExxonMobil Pipeline Company OQ Advisor, at (713) 656-3777 or paul.h.merritt@exxonmobil.com.

Sincerely,

A handwritten signature in dark ink, appearing to read "K. McCrae", with a long horizontal flourish extending to the right.

Kevan G. McCrae
Manager
Safety, Health and Environment Department

Enclosures: Notice of Amendment Resolution
EMPCo OQ Written Program (electronic format on compact disk)

Amendment 1

Regulator Reference: 195.505(b), Ensure thorough evaluation that individuals performing covered tasks are qualified.

Description: ExxonMobil's OQ Program needs requirements to:

- Ensure effective communication of operator-specific requirements for task performance when qualified contractor individuals speak and comprehend languages other than English.
 - EMPCo Response:
The addition of this stipulation to EMPCo's OQ Program is consistent with bilingual requirements that exist separately within EMPCo's Contractor Safety Program which requires bilingual safety supervision at all times when non-English speaking contract employees are performing work. The stipulation requiring a contractor to provide bilingual communication for non-English speaking contract employees was added to Section 7.9, Contractors Roles and Responsibilities (page 31).
- Ensure evaluation methods used to qualify individuals to perform certain covered tasks that may require more physical effort should include a performance verification to ensure that the individual has the ability to perform the covered task.
 - EMPCo Response:
Further description addressing the performance evaluation of physical abilities necessary to complete a covered task was added to Section 5.0, Evaluations (page 19) and Section 5.4.3, Performance-Based Evaluations (page 24). The physical abilities to be considered during a performance evaluation now refer to "visual, oral, hearing, and other physical requirements" on page 19.
- Address procedures for mergers and acquisitions.
 - EMPCo Response:
Provisions for integrating employees, assets, and contractors through mergers and acquisitions were added to Section 5.0, Evaluations (page 20) and Section 7.3, OQ Advisor Roles and Responsibilities (page 30). A determination of the compatibility of individuals and assets to be incorporated in EMPCo's OQ Written Program through merger or acquisition has been added to the OQ Advisor's responsibilities.

Amendment 2

Regulatory Reference: 195.505(c), Allow individuals that are not qualified pursuant to this subpart to perform a covered task if directed and observed by an individual that is qualified.

Description: ExxonMobil's OQ Program needs requirements to ensure the ability of qualified individuals to effectively communicate direction of task activities and reactions to abnormal operating conditions (AOCs) to non-qualified individuals who speak and comprehend languages other than English.

- EMPCo Response:
The stipulation for bilingual communication between the qualified person providing span of control and the non-qualified individuals was added to Section 4.4, Span of Control Over Non-Qualified Individuals (page 17) and Section 5.2, Non-Qualified Individuals and Span of Control (page 22).

Amendment 3

Regulatory Reference: 195.505(f), Communicate changes that affect covered tasks to individuals performing those covered tasks.

Description: ExxonMobil's OQ Program needs requirements to utilize incident investigations, employee feedback programs, or other approaches to ensure that the AOCs identified and used in evaluating indi-

viduals are representative of those that could reasonably be anticipated during performance of the covered task.

- EMPCo Response:

Section 10.2 (page 37) was re-titled "Program Feedback and Assessments" to specifically include "feedback." Further description of methods used to communicate and obtain feedback on program changes, including those affecting AOCs, was added. EMPCo's incident investigation process is also utilized to ascertain whether an individual's performance, which would include his or her inability to properly recognize and react to an AOC, may have contributed to an accident. This is addressed in Section 4.3, Re-qualification, on page 16.

Amendment 4

Regulatory Reference: 195.505(i): After December 16, 2004, notify the Administrator or a state agency participating under 49 U.S.C. Chapter 601 if the operator significantly modifies the program after the Administrator or state agency has verified that it complies with this section.

Description: ExxonMobil's OQ Program needs requirements to address what will be considered as a significant modification required to notify PHMSA and/or appropriate state agencies.

- EMPCo Response:

The definition of a "significant change" to the OQ Program was added to Section 8.0, Program Maintenance and Communicating Changes (page 34). Text providing the definition of a "significant change" was added to the existing paragraph on page 34 to indicate that EMPCo will notify PHMSA and applicable state agencies concerning significant changes. The added definition utilizes the same language found in the PHMSA OQ Inspection Form 14, Revision 5, Protocol 8.02.